

03-28-01

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03/26/01  
10362 U.S. PRO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application	)	<u>PATENT APPLICATION</u>
Inventor(s): Hubert Delaney, et al.	)	
SC/Serial No.: Unknown	)	
Filed: Herewith	)	
Title: DISTRIBUTED CLIENT-BASED DATA CACHING SYSTEM	)	<u>Customer No. 23910</u>

10333 U.S. PRO  
09/817953  
03/26/01

CERTIFICATE OF MAILING BY "EXPRESS MAIL" UNDER 37 C.F.R. §1.10

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Date of Mailing: March 26, 2001

I hereby certify that this correspondence is being deposited with the United States Postal Service, utilizing the "Express Mail Post Office to Addressee" service addressed to **Commissioner for Patents, Washington, DC 20231** and mailed on the above Date of Mailing with the above "Express Mail" mailing label number.

Mary E. Buggie (Signature)  
Mary E. Buggie  
Signature Date: March 26, 2001

CONTINUATION APPLICATION TRANSMITTAL LETTER  
UNDER 37 C.F.R. §1.53(b)(1)

Commissioner for Patents  
Washington, DC 20231

Dear Sir:

Transmitted herewith for filing as a X continuation \_\_\_ divisional application under the continuing application procedure of 37 C.F.R. §1.53(b)(1) is a patent application identified as follows:

Title: DISTRIBUTED CLIENT-BASED DATA CACHING SYSTEM

Inventor(s): Hubert Delaney, Adi Ruppin, Lior Hass, and Ofer Faigon

No. of Pages in Specification: 31, No. of Claims: 21.

No. of Sheets of Drawings: 10; Formal: \_\_\_ or Informal: X.

## Identification of Prior Complete Application

SC/Serial No.: 09/166,686

Art Unit: 2758

Filed: October 5, 1998

Examiner: Nguyen, T.

Title: DISTRIBUTED CLIENT-BASED DATA CACHING SYSTEM

Inventor(s): Hubert Delaney, Adi Ruppin, Lior Hass, and Ofer Faigon

**Delete the Following Inventor(s) for This Application:** (none)

## Declaration

☒

A copy of the Declaration (signed by all inventors) from the Prior Complete Application is submitted herewith.

## Amendments

\_\_\_\_\_

Please CANCEL in this application original claims \_\_\_ of the prior complete application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.) However, if this instruction results in cancellation of all original claims, please instead retain the lowest numbered original claim.

☒

Please AMEND the specification by inserting before the first line of the application: "This application is a continuation of Serial No. 09/166,686, filed October 5, 1998."

\_\_\_\_\_

A preliminary amendment is enclosed. Please enter the preliminary amendment before calculating the application filing fee. (Claims added must be consecutively numbered beginning with next number after highest number in prior complete application.)

## Petition for Extension of Time to Respond

\_\_\_\_\_

No extension of time is required for the prior complete application.

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Pursuant to 37 C.F.R. §1.136(a), enclosed is a petition for an extension of time for the prior complete application, up to and including today, for responding to the Office action together with the fee set by 37 C.F.R. §1.17.

## Power of Attorney

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A power of attorney appears in the prior complete application. A copy is submitted herewith.

\_\_\_\_\_

A new power of attorney is submitted herewith.

### Assignment

✓ The prior application is assigned of record to:  
BackWeb Technologies, Ltd. Reel 009663, Frames 0287-0291.

       An assignment of the invention to: \_\_\_\_\_ is submitted herewith,  
together with an ASSIGNMENT RECORDATION FORM COVER SHEET and  
recordal fee of \$40.00.

### Claim of Priority

       Priority of foreign application Serial No. \_\_\_\_\_, filed on \_\_\_\_\_, in \_\_\_\_\_  
is claimed under 35 U.S.C. §1.119.

       The certified copy was filed in prior U.S. application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

### Small Entity Statement

       Statement(s) claiming small entity status is (are) submitted herewith.

✓ Statement(s) claiming small entity status was (were) filed in the parent  
application Serial No. 09/166,686, on October 5, 1998  
and its benefit under 37 C.F.R. §1.28(a) is hereby claimed.

### Also Enclosed Are:

       An Information Disclosure Statement under 37 C.F.R. §1.56.

## Filing Fee

The continuation/divisional patent application filing fee is calculated as shown below:

No. Filed	No. Extra		Rate Small Entity/ Other Than Small Entity		
Basic Fee			\$355.00 \$710.00	=	\$355.00
Total Claims <u>21</u> ** - 20 =	<u>1</u> *	X	\$ 9.00 \$ 18.00	=	\$9.00
Independent Claims <u>1</u> ** - 3 =	<u>0</u> *	X	\$ 40.00 \$ 80.00	=	\$0.00
First Presentation of Multiple Dependent Claim(s) _____			\$135.00 \$270.00	=	\$0.00
Total PATENT APPLICATION FILING FEE:					\$364.00

\* If the difference is less than zero, enter "0".

\*\* Count claims after any amendment.

## Method of Payment of Fees

The total fee associated with this communication is calculated as follows:

Patent application filing fee \$364.00  
Net fee for extension of time \$445.00  
(See attached petition)  
Assignment recordal fee \$0.00  
(See attached cover sheet) =====  
TOTAL FEE DUE: \$809.00

☒ Please charge Deposit Account No. 06-1325 in the amount of \$809.00. A duplicate copy of this authorization is enclosed.

☒ The Commissioner is hereby authorized to charge underpayment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1325. A **duplicate** copy of this CONTINUATION OR DIVISIONAL APPLICATION TRANSMITTAL LETTER UNDER 37 C.F.R. §1.53(b)(1) form is enclosed.

**Correspondence Address**


All correspondence should be addressed as follows:

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Direct all telephone calls to the undersigned attorney at (415) 362-3800.

Respectfully submitted,

Date: 3/26/2001

By:   
Karl Kenna  
Reg. No. 45,445

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